

Message Text

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ACTION IO-14

INFO OCT-01 ISO-00 AF-10 ARA-10 EA-10 EUR-12 NEA-10

CIAE-00 DODE-00 PM-05 H-01 INR-07 L-03 NSAE-00

NSC-05 PA-01 PRS-01 SP-02 SS-15 USIA-06 HA-05

TRSE-00 OMB-01 /119 W

-----099698 241016Z /12

R 240008Z NOV 77

FM USMISSION USUN NEW YORK

TO SECSTATE WASHDC 7856

INFO USMISSION GENEVA

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E.O. 11652: N/A

TAGS: SHUM, SOCI

SUBJECT: 32ND UNGA--THIRD COMMITTEE/ALTERNATIVE APPROACHES,
ITEM 76

1. THE THIRD COMMITTEE BUILT UP A FULL HEAD OF STEAM
TODAY DISCUSSING FINANCIAL IMPLICATIONS AND AMENDMENTS
TO RESOLUTION L.25 ON THE HIGH COMMISSIONER FOR HUMAN
RIGHTS.

2. AT A PREVIOUS MEETING CUBAN DELEGATE ASKED FOR A
STATEMENT OF FINANCIAL IMPLICATIONS OF THE ESTABLISH-
MENT OF THE POST OF HIGH COMMISSIONER AND SENEGAL,
WANTING TO SHOW THAT DEVELOPING COUNTRIES WOULD BE
PAYING ALMOST NOTHING FOR THE POST, ASKED THAT THE
FINANCIAL IMPLICATIONS STATEMENT INCLUDE A LISTING OF
THE EXACT COST TO EACH STATE OF THE ESTABLISHMENT OF
THE POST. THE FINANCIAL IMPLICATIONS STATEMENT WAS
PUBLISHED NOV 23 IN DOCUMENT L.24 AND DID NOT INCLUDE LISTING
SUGGESTED BY SENEGAL. AT THE WEDNESDAY MORNING
MEETING HE REITERATED HIS REQUEST FOR THE LISTING AND
WAS SUPPORTED BY LESOTHO AND MOROCCO. THIS LED TO A
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ONE-HOUR DEBATE WHICH PITTED CUBA AND THE USSR
AGAINST THE AFRICAN COUNTRIES AND IN WHICH THE CUBAN
FINALLY INSISTED THAT IF SUCH DETAILED FINANCIAL IM-
PLICATIONS WERE ISSUED FOR THE HIGH COMMISSIONER
RESOLUTION, HE WOULD INSIST ON A SIMILAR STATEMENT FOR
EVERY OTHER RESOLUTION BEING CONSIDERED IN THE THIRD
COMMITTEE FROM NOW UNTIL THE END OF THE SESSION. AT

THIS POINT, 2 PM, DELEGATIONS HAD HAD ENOUGH OF THE DEBATE AND PREFERRED TO GO TO LUNCH AND SO DECIDED TO CONTINUE THE ARGUMENT AT THE THURSDAY MEETING.

3. ADDING TO THE ATMOSPHERE WAS THE INTRODUCTION BY THE GDR OF AMENDMENTS (CONTAINED IN DOCUMENT L.35) TO THE HIGH COMMISSIONER RESOLUTION TO THE EFFECT THAT THE COMMITTEE WOULD DECIDE TO DEFER THE ESTABLISHMENT OF A HIGH COMMISSIONER FOR HUMAN RIGHTS UNTIL A CONSENSUS IS REACHED. THE AMENDMENTS ARE TRANSMITTED AS THE LAST PARA OF THIS CAME. THE MOROCCAN DELEGATE ARGUED AT LENGTH THAT THESE AMENDMENTS WOULD CONSTITUTE A DECISION TO USE THE VETO POWER IN THE THIRD COMMITTEE AND THAT THEY WERE CONTRARY TO ALL RULES OF PROCEDURE. MISSION LEGAL ADVISERS OF VIEW THAT THE AMENDMENTS NOT ILLEGAL PER SE AND THAT THE COMMITTEE OR GA, IF IT WISHES, CAN DECIDE THAT A CERTAIN DECISION SHOULD BE TAKEN BY CONSENSUS THOUGH THIS WOULD NOT BIND FUTURE SESSIONS. UN LEGAL COUNSEL'S OFFICE DIVIDED ON QUESTION WITH LEGAL COUNSEL SUEY TENTATIVELY LEANING TOWARD VIEW AMENDMENTS DO VIOLATE ARTICLE 18 OF CHARTER.

4. WE ARE SURPRISED THAT THE EASTERN EUROPEANS HAVE TAKEN SUCH A HEAVY-HANDED APPROACH AND MANY OF THE G-77 RESENT THIS ATTEMPT TO IMPOSE SUPERPOWER VETO. LIMITED OFFICIAL USE

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WE ARE STILL UNABLE TO PREDICT WHEN THE RESOLUTIONS UNDER ITEM 76 WILL BE BROUGHT TO A VOTE. IT IS UNLIKELY THAT ANY ACTION WILL BE TAKEN BEFORE MONDAY, NOV 28.

5. TEXT FOLLOWS: QUOTE
ALTERNATIVE APPROACHES AND WAYS AND MEANS WITHIN THE UNITED NATIONS SYSTEM FOR IMPROVING THE EFFECTIVE ENJOYMENT OF HUMAN RIGHTS AND FUNDAMENTAL FREEDOMS

GERMAN DEMOCRATIC REPUBLIC AND MADAGASCAR: AMENDMENTS TO DRAFT RESOLUTION A/C3/32/L25/REV.1

1. REPLACE OPERATIVE PARAGRAPH 1 BY:
"DECIDES TO DEFER THE ESTABLISHMENT OF A HIGH COMMISSIONER FOR HUMAN RIGHTS UNTIL A CONSENSUS IS REACHED."
2. REPLACE OPERATIVE PARAGRAPH 2 BY:
"DECIDES THAT THE HIGH COMMISSIONER, IF ESTABLISHED, SHALL ACT WITHIN THE FRAMEWORK OF THE CHARTER OF THE UNITED NATIONS, AND ACCORDING TO A MANDATE AGREED UPON BY CONSENSUS IN THE GENERAL ASSEMBLY IN ORDER TO: "
3. REPLACE OPERATIVE PARAGRAPH 6 BY:

"REQUESTS THE SECRETARY-GENERAL TO UNDERTAKE CONSULTATIONS WITH REGIONAL GROUPS IN ORDER TO ASCERTAIN THE FEASIBILITY OF A CONSENSUS ON THE ESTABLISHMENT OF A HIGH COMMISSIONER FOR HUMAN RIGHTS OR ANY OTHER MECHANISM TO ENHANCE HUMAN RIGHTS ACTIVITIES WITHIN THE UNITED NATIONS SYSTEM AND TO REPORT TO THE COMMISSION ON HUMAN RIGHTS AT ITS THIRTY-FOURTH SESSION."

4. DELETE OPERATIVE PARAGRAPHS 7 AND 8. UNQUOTE

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: BUDGETS, HUMAN RIGHTS, COMMITTEES, MEETING REPORTS
Control Number: n/a
Copy: SINGLE
Sent Date: 24-Nov-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 22 May 2009
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1977USUNN04952
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
Film Number: D770436-0712
Format: TEL
From: USUN NEW YORK
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1977/newtext/t19771122/aaaaasie.tel
Line Count: 125
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: 066e3712-c288-dd11-92da-001cc4696bcc
Office: ACTION IO
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 3
Previous Channel Indicators: n/a
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: n/a
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 29-Mar-2005 12:00:00 am
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 462658
Secure: OPEN
Status: NATIVE
Subject: 32ND UNGA--THIRD COMMITTEE/ALTERNATIVE APPROACHES, ITEM 76
TAGS: SHUM, SOCI
To: STATE
Type: TE
vdkgvwkey: odbc://SAS/SAS.dbo.SAS_Docs/066e3712-c288-dd11-92da-001cc4696bcc
Review Markings:
Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
22 May 2009
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009